

MEMORANDUM

JULY 25, 1985

TO: BOSTON REDEVELOPMENT AUTHORITY
AND STEPHEN COYLE, DIRECTOR

FROM: ARTHUR REILLY, PROJECT COORDINATOR
RALPH F. CAHILL, ASSISTANT GENERAL COUNSEL

SUBJECT: CHARLESTOWN URBAN RENEWAL AREA, MASS. R-55
CONFIRMATORY ORDER OF TAKING
DISPOSITION PARCEL R-18A

On May 9, 1985, the Authority designated finally William and Grace Pizzurro as Redevelopers of Disposition Parcel R-18A, containing 4,781 square feet, located at the corner of Austin Street and Old Rutherford Avenue, for construction of a swimming pool, patio, brick wall and landscaping.

It is desired to make an Order of Taking of the above parcel in order to ensure that the Authority holds and can convey good title, unencumbered by any claim which might otherwise be asserted against the property.

This Order of Taking is requested for title perfection purposes only and does not involve the acquisition of any additional land or the award of any additional damages.

I, therefore, recommend that the Authority adopt the appropriate Order of Taking regarding Parcel R-18A, in the Charlestown Urban Renewal Area.

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

RESOLUTION

BE IT RESOLVED by the Boston Redevelopment Authority that an Order of Taking dated **JUL 25 1985** relating to portions of the CHARLESTOWN URBAN RENEWAL AREA, MASS. R-55, be executed, a copy of which the Secretary shall cause to be recorded in the office of the Registry of Deeds for the County of Suffolk.

A true copy

CERTIFICATE

I hereby certify that the following names constitute the entire membership of the Boston Redevelopment Authority:

Robert L. Farrell
Joseph J. Walsh
James K. Flaherty

William A. McDermott, Jr.
Clarence J. Jones

A true copy

ATTEST:

Kaus J. J. J.

Secretary of the Boston Redevelopment Authority

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

BOSTON REDEVELOPMENT AUTHORITY

ORDER OF TAKING

WHEREAS, the Boston Redevelopment Authority, in accordance with G.L. c. 121B and its predecessor statute G.L. c. 121, adopted and filed in the Suffolk County Registry of Deeds, Book 8069, page 113, an ORDER OF TAKING, dated September 15, 1966, concerning and describing the CHARLESTOWN URBAN RENEWAL AREA, all of the findings, determinations and descriptions set forth therein being incorporated herein by reference and made a part hereof; and

WHEREAS, the Boston Redevelopment Authority has deposited with the Mayor of the City of Boston security to his satisfaction for the payment of such damages as may be awarded in accordance with law to the owner or owners of said area, as required by G.L. c. 79, §40.

NOW, THEREFORE, BE IT ORDERED that the Boston Redevelopment Authority, acting under the provisions of said c. 121B and all other authority thereunto enabling and pursuant to the applicable provisions of said c. 79, and of any and every power and authority to it, granted or implied, hereby takes for itself in fee simple by eminent domain, for the purposes hereinbefore set forth or referred to, the area or areas located in the City of Boston as hereinafter described in ANNEX A, together with any and all easements and rights appurtenant thereto, including any trees, buildings and other structures standing upon or affixed thereto, and including the fee, if any, in all public streets, highways and public ways in said area or areas or contiguous and adjacent to the property taken hereby, provided such fee is a part of said property, except any and all easements of travel in and to any

and all public streets, highways and public ways in said area or areas or contiguous and adjacent thereto.

AND FURTHER ORDERED that in accordance with the provisions of the said c. 79, as amended, awards are made by the Boston Redevelopment Authority for damages sustained by the owner or owners and all other persons, including all mortgagees of record, having any and all interest in each parcel described in ANNEX A and entitled to any damages by reason of the taking hereby made. The Boston Redevelopment Authority reserves the right to amend the award at any time prior to the payment thereof by reason of a change in ownership or value of said property before the right to damages therefor has become vested or for other good cause shown. The awards hereby made are set forth in ANNEX B, which ANNEX B is not to be recorded in the Registry of Deeds with the Order of Taking.

AND FURTHER ORDERED that the Secretary of the Boston Redevelopment Authority cause this instrument of Taking to be recorded in the office of the Suffolk County Registry of Deeds.

IN WITNESS WHEREOF, we, the following members of the Boston Redevelopment Authority have caused the corporate seal of the Authority to be hereto affixed and these presents to be signed in the name and behalf of the Boston Redevelopment Authority.

DATED: _____ BOSTON REDEVELOPMENT AUTHORITY

JUL 25 1985

By:

Ralph F. Cahill
[Signature]
[Signature]
[Signature]
Clarence J. Jones

ATTEST:

Kenneth J. Curran

Secretary of the Boston Redevelopment Authority

Approved as to Form:

Ralph F. Cahill

Ralph F. Cahill, Assistant General Counsel

ANNEX A

BOSTON REDEVELOPMENT AUTHORITY

CHARLESTOWN URBAN RENEWAL AREA

TAKING AREA DESCRIPTION

The following parcel of land is to be taken by this
Order of Taking:

PARCEL R-18A

Beginning at the intersection of the easterly sideline of Austin Street and the northerly sideline of formerly Rutherford Avenue;

thence by easterly sideline of Austin Street N65°-50'-03"E a distance of fifty-five and twenty-seven hundredths (55.27') feet, to a point, said point being the northwesterly corner of land of William Pizzuro;

thence turning to the right and running by land N/F William Pizzuro S24°-09'-57"E a distance of forty-one and sixty-five hundredths (41.65') feet, to a point;

thence continuing, still by land N/F William Pizzuro, S54°-13'-44"E a distance of twenty-six and seventy-nine hundredths (26.79') feet, to a point;

thence still by land N/F William Pizzuro N84°-14'-08"E a distance of fifty-eight and seventy-three hundredths (58.73') feet, to a point;

thence turning to the left by land N/F William Pizzuro S15°-46'-52"E a distance of fifteen and no hundredths (15.00') feet, to a point;

thence turning to the right N28°-01'-46"E a distance of twenty six and eighty hundredths (26.80') feet, to a point;

thence turning to the right on a bearing of S58°-42'-59"W a distance of seventy-two and one hundredths (72.01') feet, to a point;

thence turning to the right and running by former street line of Rutherford Avenue S54°-13'-44"W a distance of one hundred twenty-three and thirty-five hundredths (123.35') feet, to the point of beginning of above parcel containing an area of forty-seven hundred and eighty-one (4781) square feet, more or less.

The owner of the parcel of land hereby taken is unknown.

ANNEX B

BOSTON REDEVELOPMENT AUTHORITY

CHARLESTOWN URBAN RENEWAL AREA

AWARD OF DAMAGES

No awards are made with this Order of Taking.

